

Message Text

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14

ACTION EA-09

INFO OCT-01 ISO-00 PM-04 NSC-05 SP-02 SS-15 L-03 SSO-00

INRE-00 NSCE-00 CIAE-00 INR-07 NSAE-00 OMB-01 /047 W
----- 087231

O P 211035Z JUL 76

FM AMEMBASSY MANILA

TO SECSTATE WASHDC IMMEDIATE 7776

INFO SECDEF WASHDC PRIORITY

JCS WASHDC PRIORITY

CINCPAC PRIORITY

CINCPACAF PRIORITY

CINCPACFLT PRIORITY

CINCPACREPHIL SUBIC PRIORITY

CG 13TH AF CLARK PRIORITY

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FROM USDEL 142

CINCPAC ALSO FOR POLAD

E.O. 11652: GDS

TAGS: MARR, RP

SUBJECT: PHILIPPINE BASE NEGOTIATIONS: REMOVAL OF PROPERTY

REF: A. SECSTATE 165071 DTG 021747Z JUL 76

1. QUESTION HAS ARISEN WITHIN USDEL WHICH NEEDS TO BE RESOLVED
PRIOR TO DISCUSSION WITH ROMUALDEZ OF REDRAFT OF US ARTICLE
XVII AS APPROVED REFTEL.

2. PARA 4 OF REDRAFT GRANTS TO PHILIPPINES THE RIGHT OF FIRST
REFUSAL TO ACQUIRE EXCESS US PROPERTY ON TERMS AND CONDITIONS
TO BE AGREED. AT THE PRESENT TIME US PROPERTY DISPOSAL OFFICE
SELLS EXCESS PROPERTY TO HIGHEST BIDDER. QUESTION ARISES AS TO
WHAT IS RESULT IF PHILIPPINES ATTEMPTS TO EXERCISE RIGHT OF
FIRST REFUSAL BUT TERMS AND CONDITIONS FOR SUCH CANNOT BE
AGREED. VIEW HERE IS THE INABILITY TO REACH AGREEMENT ON
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TERMS, AFTER BONA FIDE EFFORT BY US, WOULD (1) RELIEVE US OF

ANY OBLIGATION TO DISPOSE OF EXCESS PROPERTY IN THE PHILIPPINES
AND (2) PERMIT US TO ELECT TO DISPOSE OF SAME TO HIGHEST BIDDER
IF DISPOSAL IS IN THE PHILIPPINES.

3. REQUEST GUIDANCE ON THIS QUESTION ASAP, INCLUDING IF POSSIBLE
PRACTICE DEVELOPED PURSUANT TO SIMILAR PROVISIONS ELSEWHERE.
SULLIVAN

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NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MILITARY BASE AGREEMENTS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 JUL 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: BoyleJA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
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From: MANILA
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Legacy Key: link1976/newtext/t19760737/aaaabghp.tel
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Office: ACTION EA
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Review Exemptions: n/a
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Margaret P. Grafeld
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EO Systematic Review
04 MAY 2006

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TAGS: MARR, RP, US
To: STATE
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